



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 12 2011

Cleta Mitchell, Esq.
Foley & Lardner LLP
3000 K Street, NW #600
Washington, D.C. 20007

RE: MUR 6431
Friends of Kelly Ayotte and H. Scott
Flegal, in his official capacity as
treasurer

Dear Ms. Mitchell:

On November 18, 2010, the Federal Election Commission notified your client, Friends of Kelly Ayotte and H. Scott Flegal, in his official capacity as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

On November 1, 2011, the Commission considered the complaint but was equally divided on the Office of General Counsel's recommendations related to potential violations of 2 U.S.C. §§ 441a, 441b, and 434. Accordingly, the Commission closed its file in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). A Statement of Reasons explaining the Commission's decision will follow.

If you have any questions, please contact William A. Powers, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

Mark D. Shonkwiler
Assistant General Counsel

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